

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA**  
Richmond Division

IN RE:	)	
	)	
ANTOINE MABONGHOT	)	Case No. 19-33549-KRH
	)	Chapter 13
Debtor	)	

**MOTION TO RECONSIDER**

COMES NOW the Debtor, by counsel, and moves this Court to Reconsider the granting of the Trustee's Motion to Dismiss this Case of this case, and in support thereof states as follows:

1. The Debtor filed this Chapter 13 case on July 8, 2019 and is operating under a confirmed Chapter 13 Plan.
2. On December 9, 2019 the Trustee filed a Motion to Dismiss this case due to unreasonable delay due to an underfunding issue.
3. An Amended Plan was filed on December 12, 2019 but it failed to fully address the issue.
4. Counsel for the Debtor had difficulty contacting the Debtor to address this issue and as a result the Court granted the Trustee's Motion to Dismiss on March 11, 2020, although the order granting the Motion has not been entered on the docket.
5. On March 18, 2020 the Debtor met with counsel and executed an Amended Chapter 13 Plan that fully addresses the underfunding issue and the same is being filed contemporaneous with

James E. Kane (VSB #30081)  
KANE & PAPA, P.C.  
1313 East Cary Street  
Richmond, VA 23219  
(804) 225-9500 (phone)  
(804) 225-9598 (fax)  
[jkane@kaneandpapa.com](mailto:jkane@kaneandpapa.com)  
*Counsel for Debtor*

this Motion.

6. The Debtor has been making his regular Chapter 13 Plan payments to the Trustee is current with the same.

7. The Debtor desires to remain in this case.

WHEREFORE, the Debtor respectfully requests that the Court Reconsider the granting of the Trustee's Motion to Dismiss this Case of this case and grant such other relief as may be deemed appropriate.

ANTOINE MABONGHOT

By: /s/ James E. Kane  
Counsel

James E. Kane (VSB #30081)  
KANE & PAPA, P.C.  
1313 East Cary Street  
Richmond, VA 23219  
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(804) 225-9598 (fax)  
[jkane@kaneandpapa.com](mailto:jkane@kaneandpapa.com)  
*Counsel for Debtor*

**CERTIFICATE OF SERVICE**

I hereby certify that on March 18, 2020, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to all parties registered to receive notice thereof and to all creditors and parties in interest on the attached mailing matrix.

/s/ James E. Kane  
Counsel for Debtor

**IN THE UNITED STATES BANKRUPTCY COURT  
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	)	Chapter 13
Debtor	)	

**NOTICE OF MOTION AND HEARING**

The above Debtor has filed Motion to Reconsider the granting of the Trustee's Motion to Dismiss this Case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then on or before **April 1, 2020** you or your attorney must:

- File with the court, at the address shown below, a written request for a hearing [or written response pursuant to Local Bankruptcy Rule 9013-1(H)]. If you mail your request for a hearing (or response) to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above, to:

Clerk of Court  
United States Bankruptcy Court  
701 East Broad Street  
Richmond, VA 23219

You must also mail a copy to:

James E. Kane, Esquire  
Kane & Papa, P.C.  
1313 East Cary Street  
Richmond, Virginia 23219

- Attend a hearing scheduled for **April 8, 2020 at 12:00 p.m. at the U.S. Bankruptcy Court, Eastern District of Virginia, 701 East Broad Street, Room 5000, Richmond, VA 23219.** If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Dated : March 18, 2020

ANTOINE MABONGHOT

By: /s/ James E. Kane  
Counsel

James E. Kane (VSB #30081)  
KANE & PAPA, P.C.  
1313 East Cary Street  
Richmond, VA 23219  
(804) 225-9500 (phone)  
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/s/ James E. Kane  
Counsel for Debtor

Label Matrix for local noticing

0422-3

Case 19-33549-KRH

Eastern District of Virginia

Richmond

Wed Mar 18 13:39:42 EDT 2020

United States Bankruptcy Court

701 East Broad Street

Richmond, VA 23219-1888

Exeter Finance LLC, c/o AIS Portfolio Service

4515 N Santa Fe Ave. Dept. APS

Oklahoma City, OK 73118-7901

UST smg Richmond

Office of the U. S. Trustee

701 East Broad St., Suite 4304

Richmond, VA 23219-1849

(p)BLEECKER BRODEY AND ANDREWS

9247 N MERIDIAN ST STE 101

INDIANAPOLIS IN 46260-1813

(p)CREDIT CLEARING HOUSE OF AMERICA INC

P O BOX 1209

LOUISVILLE KY 40201-1209

CLHV, LLC t/a Colonial-Heritage

c/o Richard J Knapp & Assoc.

1910 Byrd Ave. Suite 5

Richmond, VA 23230-3034

Commonwealth of Kentucky

Div. of Collect/Dept. of Rev.

P.O. Box 491

Frankfort, KY 40619-0001

DEPARTMENT OF THE TREASURY - IRS

INTERNAL REVENUE SERVICE

PO BOX 7346

PHILADELPHIA, PA 19101-7346

Dr. Kathryn Murphy-Judy

14111 Ridge Creek Road

Midlothian, VA 23112-4308

ERC/Enhanced Recovery Corp

Attn: Bankruptcy

8014 Bayberry Road

Jacksonville, FL 32256-7412

Exeter Finance LLC

AIS Portfolio Services, LP

4515 N Santa Fe Ave. Dept. APS

Oklahoma City, OK 73118-7901

Exeter Finance LLC

PO Box 204480

Dallas, TX 75320-4480

Exeter Finance LLC

PO Box 650693

Dallas, TX 75265-0693

Exeter Finance LLC c/o AIS Portfolio Service

4515 N Santa Fe Ave. Dept. APS

Oklahoma City, OK 73118-7901

(p)G L A COLLECTION CO INC

PO BOX 588

GREENSBURG IN 47240-0588

Internal Revenue Service

P.O. Box 7346

Philadelphia, PA 19101-7346

KENTUCKY DEPARTMENT OF REVENUE

LEGAL SUPPORT BRANCH

P O BOX 5222

FRANKFORT KY 40602-5222

KENTUCKY HOUSING CORPORATION

PO BOX 4809

FRANKFORT, KY 40604-4809

Kentucky Housing Corp.

Attn: Bankruptcy

1231 Louisville Rd

Frankfort, KY 40601-6191

NPRT0 South-East, LLC

256 W. Data Drive

Draper, Utah 84020-2315

Norton Healthcare

by American InfoSource as agent

4515 N Santa Fe Ave

Oklahoma City, OK 73118-7901

Ontime Finance LLC

5203 Preston Highway

Suite 200

Louisville, KY 40213-2721

Progressive Leasing

256 West Data Drive

Draper, UT 84020-2315

(p)REPUBLIC FINANCE LLC

282 TOWER RD

PONCHATOULA LA 70454-8318

U.S. Department of Housing and Urban Develop

451 7th Street S.W.

Washington, DC 20410-0002

Antoine Mabonghot

5522- B Cardiff Court

Henrico, VA 23227-3173

James E. Kane

Kane & Papa, PC

1313 East Cary Street

P.O. Box 508

Richmond, VA 23218-0508

John P. Fitzgerald, III

Office of the US Trustee - Region 4 -R

701 E. Broad Street, Ste. 4304

Richmond, VA 23219-1849

Suzanne E. Wade

7202 Glen Forest Drive, Ste. 202

Richmond, VA 23226-3770

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Bleecker Brodey & Andrews  
9247 N. Meridian Street  
Suite 101  
Indianapolis, IN 46260-0000

CCHA -Credit Clearinghouse  
Ccha  
Po Box 1209  
Louisville, KY 40201-0000

GLA Collection Company  
Attn: Bankruptcy  
Po Box 588  
Greensburg, IN 47240-0000

REPUBLIC FINANCE, LLC  
282 TOWER RD  
PONCHATOLA, LA 70454

(d)Republic Finance Llc  
Attn: Bankruptcy  
8013 Bardstown Rd  
Louisville, KY 40291-0000

End of Label Matrix  
Mailable recipients 29  
Bypassed recipients 0  
Total 29